

Senate Engrossed

State of Arizona
Senate
Forty-fifth Legislature
Second Regular Session
2002

CHAPTER 315

SENATE BILL 1367

AN ACT

AMENDING SECTIONS 17-340 AND 17-341, ARIZONA REVISED STATUTES; RELATING TO
GAME AND FISH LICENSES AND PERMITS.

(TEXT OF BILL BEGINS ON NEXT PAGE)



Be it enacted by the Legislature of the State of Arizona:

Section 1. Section 17-340, Arizona Revised Statutes, is amended to read:

17-340. Revocation, suspension and denial of right to obtain license; notice; violation; classification

A. Upon conviction and in addition to other penalties prescribed by this title, the commission, after a public hearing, may revoke or suspend a license issued to any person under this title and deny the person the right to secure another license to take wildlife for a period of not to exceed five years for:

1. Unlawful taking or unlawful possession of wildlife.

2. Careless use of firearms which has resulted in the injury or death of any person.

3. Destroying, injuring or molesting livestock, or damaging or destroying growing crops, personal property, notices or signboards, or other improvements while hunting, trapping or fishing.

4. Littering public hunting or fishing areas while taking wildlife.

5. Knowingly allowing another person to use the person's big game tag, except as provided by section 17-332, subsection D.

6. A violation of sections SECTION 17-303, or 17-304 OR 17-341.

B. Notwithstanding subsection A of this section, any person who is assessed civil damages under section 17-314 for the unlawful taking or possession of wildlife may be denied the right to secure a license to take wildlife until damages have been paid in full.

C. On receiving a report from the licensing authority of a state which is a party to the wildlife violator compact, adopted under chapter 5 of this title, that a resident of this state has failed to comply with the terms of a wildlife citation, the commission, after a public hearing, may suspend any license issued under this title to take wildlife until the licensing authority furnishes satisfactory evidence of compliance with the terms of the wildlife citation.

D. In carrying out the provisions of this section the director shall notify the licensee, within one hundred eighty days after conviction, to appear and show cause why the license should not be revoked, suspended or denied. The notice may be served personally or by certified mail sent to the address appearing on the license.

E. The commission shall furnish to license dealers the names and addresses of persons whose licenses have been revoked or suspended, and the periods for which they have been denied the right to secure licenses.

F. The commission may use the services of the office of administrative hearings to conduct hearings and to make recommendations to the commission pursuant to this section.

G. A person who takes wildlife in this state, or attempts to obtain a license to take wildlife, at a time when the person's privilege to do so is suspended, revoked or denied under this section is guilty of a class 1

1 misdemeanor. On receipt of notice of conviction under this subsection, the
2 commission may extend the period for which the license is suspended, OR
3 revoked, or THE RIGHT TO SECURE ANOTHER LICENSE IS denied, for an additional
4 period not to exceed an additional five years.

5 Sec. 2. Section 17-341, Arizona Revised Statutes, is amended to read:

6 17-341. Applying for or obtaining license or permit by fraud or
7 misrepresentation; classification

8 A. It is unlawful for a person TO KNOWINGLY APPLY FOR, OR to obtain,
9 by fraud or misrepresentation a license or permit to take wildlife and a
10 license or permit so obtained is void and of no effect from the date of
11 issuance thereof.

12 B. Any person who violates this section is guilty of a class 3- 2
13 misdemeanor.

APPROVED BY THE GOVERNOR MAY 28, 2002.

FILED IN THE OFFICE OF THE SECRETARY OF STATE MAY 29, 2002.

Passed the House May 23, 20 02,
by the following vote: 42 Ayes,

5 Nays, 13 Not Voting

[Signature]
Speaker of the House

Passed the Senate March 27, 20 02,
by the following vote: 29 Ayes,

1 Nays, 0 Not Voting

[Signature]
President of the Senate

[Signature]
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this

23 day of May, 20 02

at 2:15 o'clock P M.

[Signature]
Secretary to the Governor

Approved this 28th day of

May, 20 02,

at 10:53 o'clock 9 M.

[Signature]
Governor of Arizona

S.B. 1367

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 29 day of May, 20 02

at 11:19 o'clock A M.
[Signature]
Secretary of State